

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Appl. No. : 09/765,927 Confirmation No.: 7420
Applicant : Steve Hole
Filed : January 19, 2001
TC/A.U. : 2144
Examiner: Gertrude Authur-Jeanglaude

Docket No. : 22005499-237
Customer No. : 26453
For: Message Tracking System and Method

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Declaration Under 37 C.F.R. §1.131

Steve Hole, a resident of Edmonton, Canada, declares as follows:

1. I am the inventor of the subject matter claimed in the above-identified patent application.
2. I conceived and reduced to practice in Canada the invention claimed in the above-identified patent application prior to April 14, 2000, the earliest filing date of the cited United States Patent Application Publication No. 2001/0042131 to Mathon et al ("Mathon et al.").
3. Attached Exhibit A includes excerpts from the computer source code that was developed prior to April 14, 2000. Exhibit A maps the computer source code to each claim claimed in the above-identified application.

4. Exhibit A, which relates to the aforementioned conception and actual reduction to practice prior to the filing date of the Mathon et al., represents a working version of message tracking parsing and monitoring application which existed prior to April 14, 2000.

5. That computer source code was completed after December 8, 1993 in Canada. Canada is a NAFTA and WTO country.

6. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: Jan 11, 2006

Steve Hole

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